

UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: JERDING ET AL. ART GROUP: 2186  
APPL. NO.: 09/564,974 EXAMINER: BATAILLE, P.M.  
FILED: MAY 4, 2000 DOCKET NO.: A-6127  
TITLE: SYSTEM AND METHOD FOR A COMMUNICATION TERMINAL  
TO MANAGE MEMORY AND MAINTAIN A CURRENT  
APPLICATION VERSION FOR MULTIPLE APPLICATIONS  
NOVEMBER 27, 2002

STATEMENT UNDER 37 C.F.R. 1.97(e)

Commissioner for Patents  
Washington, DC 20231

Sir:

The undersigned hereby certifies that either:


- ☒ Each item of information contained in the Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, or in a PCT Application, not more than three months prior to the filing of the Information Disclosure Statement, or
- ☐ No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign office in a counterpart foreign application, and to the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in 37 C.F.R. §1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

Respectfully submitted:

SEND CORRESPONDENCE TO:

Scientific-Atlanta, Inc.  
Intellectual Property Dept. MS 4.3.510  
5030 Sugarloaf Parkway  
Lawrenceville, GA 30044

By:

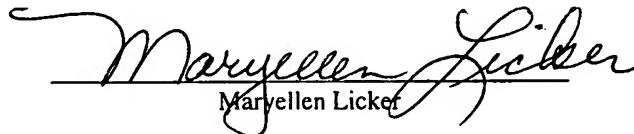
  
HUBERT J. BARNHARDT III  
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Washington, DC 20231

on NOVEMBER 27, 2002.

  
Maryellen Licker

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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VERSION FOR MULTIPLE APPLICATIONS

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INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
Washington, D.C. 20231

Sir:

This information disclosure statement is filed in accordance with 37 C.F.R. §§ 1.56, 1.97, and 1.98, and specifically:

- ☐ under 37 CFR 1.97(b), or  
(within Three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)
- ☐ under 37 CFR 1.97(c) together with either a:  
☐ Statement Under 37 C.F.R. 1.97(e), or  
☐ a \$180.00 fee under 37 CFR 1.17(p), or  
(After the CFR 1.97(b) time period, but before the final office action or notice of allowance, whichever occurs first)
- ☒ under 37 CFR 1.97(d) together with a:  
☒ Statement under 37 CFR 1.97(e), and  
☒ a \$180.00 petition fee set forth in 37 CFR 1.17(i)(1).  
(Filed after final office action or notice of allowance, whichever occurs first, but before payment of the issue fee)

Please charge \$180.00 to deposit account 19-0761. At any time during the pendency of this application, please charge any fees required to Deposit Account 19-0761 pursuant to 37 CFR 1.25. The Commissioner is hereby requested to credit any overpayment to Deposit Account No. 19-0761.

- ☒ Applicant(s) submit herewith *Form PTO 1449 - Information Disclosure Citation* together with copies of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may or may not be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56. As required by 37 C.F.R. §1.98(a), a legible copy of each document is provided.

The Cited Art includes:

1. EP 0489204
2. EP 0811911

3. WO 99/15964
4. WO 95/16958
5. WO 99/53401
6. "Fail-Safe Message for Insufficient Disk Space," IBM Technical Disclosure Bulletin, IBM Corp., New York, Vol. 37, No. 4A, April 1, 1994, XP000446759, pg. 513.

☐ A concise explanation of the relevance of foreign language patents, foreign language publications and other foreign language information listed on PTO Form 1449, as presently understood by the individual(s) designated in 37 CFR 1.56(c) most knowledgeable about the content is given on the attached sheet, or where a foreign language patent is cited in a search report or other action by a foreign patent office in a counterpart foreign application, an English language version of the search report or action which indicates the degree of relevance found by the foreign office is listed on the form PTO 1449 and is enclosed herewith.

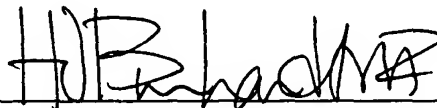
The following rights are reserved by the Applicant(s): the right to establish the patentability of the claimed invention over any of the listed documents should they be applied as reference, and/or the right to prove that some of these documents may not be prior art, and/or the right to prove that some of these documents may not be enabling for the teachings they purport to offer.

This statement should not be construed as a representation that an exhaustive search has been made, or that information more material to the examination of the present application does not exist. The Examiner is specifically requested not to rely solely on the materials submitted herewith. The Examiner is requested to conduct an independent and thorough review of the documents, and to form independent opinions as to their significance.

It is requested that the information disclosed herein be made of record in this application and that the Examiner initial and return a copy of the enclosed PTO-1449 to indicate the documents have been considered.

Respectfully Submitted,

By:



HUBERT J. BARNHARDT III

Attorney of Record

Reg. No.: 36,739

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Fax No.: (770) 236-4806

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Maryellen Licker

Form PTO-1449

U.S. Dept. of Commerce, Patent and Trademarks

**LIST OF ART CITED BY APPLICANT**

(Use several sheets if necessary)

Attorney Docket No.

A-6127

Serial No.

09/564,974

Filing Date

MAY 4, 2000

Applicant:

JERDING ET AL.

Group

2186

**U.S. PATENT DOCUMENTS**

| Exami<br>ner's<br>Initial |    | Document No. | Date | Name | Class | Subclass |  |
|---------------------------|----|--------------|------|------|-------|----------|--|
|                           | AA |              |      |      |       |          |  |
|                           | AB |              |      |      |       |          |  |
|                           | AC |              |      |      |       |          |  |
|                           | AD |              |      |      |       |          |  |
|                           | AE |              |      |      |       |          |  |

**FOREIGN PATENT DOCUMENTS**

|  |    | Document No. | Date       | Country   | Class | Subclass | Translation |
|--|----|--------------|------------|-----------|-------|----------|-------------|
|  | AF | EP 0489204   | 10/06/1992 | Europe    |       |          |             |
|  | AG | EP 0811911   | 10/12/1997 | Europe    |       |          |             |
|  | AH | WO 99/15964  | 01/04/1999 | PCT Int'l |       |          |             |
|  | AI | WO95/16958   | 22/06/1995 | PCT Int'l |       |          |             |
|  | AJ | WO 99/53401  | 21/10/1999 | PCT Int'l |       |          |             |

**OTHER PRIOR ART (Including Author Title, Date, Pertinent Pages, Etc.)**

|  |    |  |  |  |  |  |  |
|--|----|--|--|--|--|--|--|
|  | AK | "Fail-Safe Message for Insufficient Disk Space," IBM Technical Disclosure Bulletin, IBM Corp., New York, Vol. 37, No. 4A, April 1, 1994, XP000446759, pg. 513. |  |  |  |  |  |
|  | AL |  |  |  |  |  |  |
|  | AM |  |  |  |  |  |  |

EXAMINER

DATE CONSIDERED:

**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance. Include copy of this form with next communication to Applicant.